

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

Miyano Machinery USA Inc.,	)	
	)	
Plaintiff,	)	
	)	Civil Action No. <b>08 C 526</b>
v.	)	
	)	Hon. Virginia Kendall
MiyanoHitec Machinery, Inc.,	)	
Thomas ("Tom") Miyano,	)	Magistrate Judge Nolan
a/k/a Toshiharu Miyano and	)	
Steven Miyano, a/k/a	)	
Shigemori Miyano,	)	
	)	<b>JURY TRIAL DEMANDED</b>
Defendants.	)	

**NOTICE OF MOTION**

Please Take Notice that on Wednesday, September 10, 2008 at 9:00 a.m. or as soon thereafter as counsel may be heard, Defendants MiyanoHitec Machinery, Inc., Thomas ("Tom") Miyano, and Steven Miyano ("MIYANOS") SHALL APPEAR BEFORE THE Honorable Judge Virginia Kendall in the courtroom usually occupied by her in the United States District Court for the Northern District Illinois, 219 South Dearborn St., 18<sup>th</sup> Floor, Chicago, Illinois, to present DEFENDANTS' EMERGENCY MOTION TO STAY PRELIMINARY INJUNCTION ORDER.

DATED: September 8, 2008

Respectfully submitted,

/s/ Geoffrey D. Smith  
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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing NOTICE OF MOTION was filed via the Court's ECF system and thus also sent by email on September 8, 2008 to the following:

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September 8, 2008

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